

**FILED****COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983**

Name WILLIAMS DANIEL R MAY 15 2008  
 (Last) (First) (Initial)

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

Prisoner Number 2285306

Institutional Address 2100 NAPA - VALLEJO HWY. • NAPA • CA • 94558

**RECEIVED**

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA MAY 15 2008

DANIEL DANIEL WILLIAMS  
 (Enter the full name of plaintiff in this action.)

vs.

CON. ARNOLD SCHWARZENNEGER  
DIRECTOR, EX-OFFICIO, CALIFORNIA  
DEPARTMENT OF MENTAL HEALTH,  
NAPA STATE HOSPITAL  
 (Enter the full name of the defendant(s) in this action)

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 Case No. 08-0713 PJH (P)  
 (To be provided by the Clerk of Court)  
**AMENDED**  
**COMPLAINT UNDER THE**  
**CIVIL RIGHTS ACT,**  
**Title 42 U.S.C § 1983**  
**COMPLAINT**

*[All questions on this complaint form must be answered in order for your action to proceed..]*

I. Exhaustion of Administrative Remedies.

**[Note:** You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement NAPA STATE HOSPITAL

B. Is there a grievance procedure in this institution?

YES (☒) NO ( )

C. Did you present the facts in your complaint for review through the grievance procedure?

YES (☒) NO ( )

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

COMPLAINT

- 1 -

1 1. Informal appeal NAPA STATE HOSPITAL • OFFICE OF PATIENT'S  
2 RIGHTS - GRIEVANCE NUMBER UNAVAILABLE - GRIEVANCE  
3 DENIED

4 2. First formal level APPEAL TO EXECUTIVE DIRECTOR (ED  
5 FOLK, Ed. D.) • APPEAL DENIED • GRIEVANCE NUMBER  
6 UNAVAILABLE

7 3. Second formal level CALIFORNIA OFFICE OF PATIENT'S RIGHTS  
8 APPEAL DENIED • GRIEVANCE NUMBER UNAVAILABLE

9  
10 4. Third formal level CALIFORNIA DEPARTMENT OF MENTAL  
11 HEALTH • UNATTEMPTED • NOT AVAILABLE

12  
13 E. Is the last level to which you appealed the highest level of appeal available to  
14 you?

15 YES (X) NO ( )

16 F. If you did not present your claim for review through the grievance procedure,

17 explain why. I DID PRESENT MY CLAIM THROUGH THE GRIEVANCE PRO-  
18 CEDURE • IT COULDN'T GO ANY FURTHER THAN IT DID

19  
20 II. Parties.

21 A. Write your name and your present address. Do the same for additional plaintiffs,  
22 if any.

23 DANIEL R. WILLIAMS (JAIL # 2285306)

24 850 BRYANT ST 7TH FL (DORM D CELL 04)

25 SAN FRANCISCO, CA 94103-4610

26 B. Write the full name of each defendant, his or her official position, and his or her  
27 place of employment.

28 GOV. ARNOLD SCHWARZENNEGER

1 STATE CAPITOL BUILDING • (LEGAL AFFAIRS OFFICE) • 95814

2 ED FOULK, ED.D. (EXECUTIVE DIRECTOR) • NAPA STATE HOSPITAL

3 2100 NAPA-VALLEJO HWY

4 NAPA, CA 94558-6293

5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each  
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or  
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a  
9 separate numbered paragraph.

10 PARAGRAPH 1:

11 MY RIGHTS, UNDER THE 8TH, 14TH AND, 18TH  
12 AMENDMENTS TO THE U.S. CONSTITUTION WERE VIOLATED WHEN  
13 THE STAFF OF NAPA STATE HOSPITAL TOLD ME THAT I WOULD HAVE  
14 TO PAY FOR, AS AN "OUT-OF-POCKET" EXPENSE, MY RELIGIOUS  
15 SERVICES; FOR INSTANCE, CATHOLICS ARE PROVIDED, FREE OF  
16 CHARGE, A CHAPEL TO WORSHIP IN, A CHAPLAIN, BIBLES, HYM-  
17 NALS, COMMUNION AND, MASS ON SUNDAY; HOWEVER, I WAS  
18 TOLD THAT THE JASMINE THAT I BATHED IN, AT THE INSISTANCE  
19 OF THE GOD HERA (GREEK GOD OF PESTILENCE), WOULD HAVE  
20 TO BE BOUGHT.

21  
22 PARAGRAPH 2:

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly  
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 • I WANT NAPA STATE HOSPITAL, AS A MATTER OF INSTITUTION-  
27 AL POLICY, TO EITHER MAKE SOME PROVISION FOR ALL OF  
28 THEIR CLIENT'S RELIGIOUS NEEDS OR, NO PROVISION

IN MY RELIGION (MAGIC), WE USE OPIUM, COFFEE (CAFFEINATED), ALCOHOL AND, MARIJUANA; WE BELIEVE THAT THESE "SUBSTANCES" BRING US CLOSE WITH OUR "GODS" AND, "DIETIES"; HOWEVER, THERE IS AN INSTITUTIONAL BAN (PER CALIFORNIA STATE DEPARTMENT OF MENTAL HEALTH POLICY) ON ALL OF THESE "SUBSTANCES";

THAT BAN VIOLATES MY RIGHTS, UNDER THE 1<sup>ST</sup>, 8<sup>TH</sup>, 14<sup>TH</sup> AND 18<sup>TH</sup> AMENDMENTS TO THE U.S. CONSTITUTION.

### PARAGRAPH 3:

THERE IS A BAN ON "WIRELESS" INTERNET ACCESS AT NAPA STATE HOSPITAL (PER CALIFORNIA DEPARTMENT OF MENTAL HEALTH POLICY) AND, IN FACT, ON THE "INTERNET"; PERIOD. IN MY RELIGION, THE INTERNET IS USED AS A TOOL OF SPIRITUAL DIVINATION.

THE BAN ON "INTERNET" ACCESS VIOLATES MY RIGHTS, UNDER THE 1<sup>ST</sup>, 8<sup>TH</sup>, 14<sup>TH</sup> AND 18<sup>TH</sup> AMENDMENTS TO THE U.S. CONSTITUTION.

### PARAGRAPH 4:

MY PSYCHIATRISTS, BOTH WOMEN, INSIST UPON ORDERING BLOOD DRAWS, TWICE A WEEK, OVER, ESPECIALLY, MY RELIGIOUS OBJECTION (NOT TO MENTION MY PERSONAL OBJECTION TO THEM) TO THEM; IN MY RELIGION, WE BELIEVE THAT UNNECESSARY MEDICAL TREATMENT (I.E., COSMETIC SURGERY) AND, FLESH-PIERCING (I.E. TATTOOS) ARE FORMS OF SELF-



DEPRICATING BEHAVIOR AND, THAT THIS SORT OF BEHAVIOR IS OFFENSIVE TO THE GODS ; WHAT THE STAFF OF NAPA STATE HOSPITAL CALLS "PREVENTATIVE HEALTH CARE" I CALL A DELIBERATE AND, BLATANT ATTEMPT TO TRICK ME INTO SELF-DEPRICATING BEHAVIOR.

NAPA STATE HOSPITAL'S INSISTANCE UPON THESE BLOOD-DRAWS IS A VIOLATION OF MY RIGHTS, UNDER, THE 1<sup>ST</sup>, 4<sup>TH</sup>, 8<sup>TH</sup>, 14<sup>TH</sup> AND, 18<sup>TH</sup> AMENDMENTS TO THE U.S. CONSTITUTION.

#### PARAGRAPH 5:

NAPA STATE HOSPITAL'S CHAPELS, THE PROTESTANT CHAPEL ~~(WHERE~~ CATHOLICS ALSO WORSHIP) AND, THE JEWISH CHAPEL, AS WELL AS THE RELIGIOUS STAFF OF NAPA STATE HOSPITAL ARE, BY THEIR EXISTANCE AND, NATURE, VIOLATIVE OF THE SEPARATION OF CHURCH AND, STATE GUARANTEED BY THE U.S. CONSTITUTION AND, VIOLATIVE OF THE CONSTITUTIONAL BAN ON "STATE-SPONSORED" RELIGION AND, ARE, THEREFORE, VIOLATIVE OF MY CONSTITUTIONAL RIGHTS.

THE CHAPELS AND, RELIGIOUS STAFF ARE VIOLATIVE OF MY 1<sup>ST</sup>, 8<sup>TH</sup>, 14<sup>TH</sup> AND, 18<sup>TH</sup> AMENDMENT RIGHTS BECAUSE I WAS TOLD BY THE STAFF OF NAPA STATE HOSPITAL THAT I WOULD HAVE TO FIND MY OWN, "RELIGIOUS "CHAPLAIN"/ LEAD FROM OUTSIDE ; NO EFFORT WAS EVER MADE TO ASSIST ME IN THIS ~~END~~ ENDEAVOR, HOWEVER.

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I declare under penalty of perjury that the foregoing is true and correct.

Signed this 13<sup>th</sup> day of MAY, 20 08



(Plaintiff's signature)

#### IV. RELIEF. (CONT'D):

FOR ANYONE'S RELIGIOUS NEEDS.

- I WANT THE BAN ON CONTROLLED SUBSTANCES AT NAPA STATE HOSPITAL LIFTED
- I WANT THE BAN ON ALL FORMS OF "INTERNET" ACCESS LIFTED AT NAPA STATE HOSPITAL
- I WANT, AS A MATTER OF NAPA STATE HOSPITAL POLICY, THE STAFF OF NAPA STATE HOSPITAL, TO LEAVE "PREVENTATIVE HEALTH CARE" UP TO THE DISCRETION OF THE CLIENTS, WITHOUT THE WORRY THAT SOME DOCTOR WILL INSIST UPON IT NO MATTER WHAT
- I WANT NAPA STATE HOSPITAL'S CHAPELS CLOSED
- I WANT NAPA STATE HOSPITAL'S RELIGIOUS STAFF TERMINATED